

CHAPTER NO. 693

SENATE BILL NO. 3008

By Burks

Substituted for: House Bill No. 3454

By McMillan, Maddox

AN ACT to amend Tennessee Code Annotated, Section 29-13-116 and Section 40-30-313, relative to payment of DNA analysis from funds available in the criminal injuries compensation fund.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 29-13-116, is amended by deleting subsection (d) in its entirety.

SECTION 2. Tennessee Code Annotated, Section 29-13-116, is amended by redesignating current subsection (e) as subsection (d). Newly redesignated subsection (d) is amended by deleting the words and punctuation "the provisions of subsections (a) through (d)," and substituting instead the words and punctuation "the provisions of subsections (a) through (c),".

SECTION 3. Tennessee Code Annotated, Section 40-30-313, is amended by deleting the section in its entirety and by substituting instead the following:

§ 40-30-313. If an order is issued requiring a DNA analysis be paid on behalf of a petitioner pursuant to this part, then the payment shall be made from funding provided for indigent defendants' counsel as set forth within the annual appropriations act. Such payment shall be made only after receipt by the administrative director of the courts of a certified copy of the order and only upon receipt of a bill from the laboratory that conducted the analysis. The bill shall set forth the name of the petitioner, the date the analysis was performed, the amount of the bill, and the name and address of the laboratory to which payment is to be made.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: May 6, 2004



JOHN S. WILDER
SPEAKER OF THE SENATE



JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 18th day of May 2004



PHIL BREDEBEN, GOVERNOR